

SAYS COMPANY MISMANAGED

Greene Takes Affairs of De Lamar Bonanza Into Court.

ASKS FOR A RECEIVER CHARGES AGAINST OBERDORFER AND LOUIS BAMBERGER.

Charges are made against Joseph Oberdorfer, secretary and treasurer of the De Lamar Bonanza Gold Mining company, and Louis Bamberger, its president, in a suit filed in the district court yesterday by Ernest H. Greene, in which he asks that a receiver be appointed and that a judgment for \$3,057.63 be entered in his favor against the corporation.

The complaint states that Oberdorfer and Bamberger absolutely control the affairs of the company, and that they have grossly mismanaged its affairs and have neglected to supply the stockholders, of which the plaintiff is a representative, with any suitable statement of the financial condition of the concern.

Besides the two defendants named, it is stated that H. G. McMillan, W. V. Armstrong and G. C. Fetterman form the board of directors, but that they are "mere figureheads and entirely subservient to said Bamberger and Oberdorfer."

No Reports to Stockholders.

According to the complaint, the company was organized April 29, 1903, and its articles provide for a meeting of stockholders to be held the second Monday in October each year. So far no such meeting has been held, and the directors have neglected to report in any way to the stockholders their official acts or proceedings.

The claim for \$3,057.63, which the plaintiff has against the company, he says was due to G. C. Fetterman, one of the directors, and was transferred and assigned to him Aug. 29 last for a valuable consideration.

In regard to the finances of the company, it is stated that Oberdorfer and Bamberger have sold treasury stock amounting to \$5,000, and have only reported collections on these sales of \$2,942.38, leaving \$3,057.62 due which "said defendants have failed and neglected to collect, and to that extent have dissipated the funds and property of the corporation defendant."

Corporation in Danger.

In addition, it is alleged by Greene that the officers of the company, because of their control by the defendants named, have failed to require an accounting from Oberdorfer of the disposition of the funds which he has in his possession. In the paragraph asking for a receiver it is stated that unless one is appointed there is great danger that the corporation will be wrecked. Greene says that there is still a large amount of treasury stock unsold and that if something is not done there is grave danger that the corporation will be sold by Bamberger and Oberdorfer and that they will wrongfully and illegally appropriate to themselves the proceeds thereof.

The plaintiff is represented in court by Snyder & Snyder.

Judge Morse has ordered the first hearing for Oct. 12.

GETS TWENTY YEARS FOR SALOON ROBBERY

McNerney Draws Extreme Limit, Having Served Ten Year Sentence in Montana.

James McNerney was sentenced to twenty years in the penitentiary yesterday morning by Judge George G. Armstrong of the district court. He was found guilty three weeks ago of robbing the McNerney saloon hold-up May 2 last, at which time McNerney and three of his guests were robbed of \$1,000 in diamonds and money by three masked men. The other two men escaped, but McNerney was captured at McCannion, Ida., May 7. As the convicted man stood before Judge Armstrong, his face assumed a most unusual pallor and he seemed to read his fate even before it was meted out to him. When the fatal words fell from the judge's lips he staggered a moment, but soon regained his natural composure. McNerney is a big strapping fellow, and unlike the ordinary class of hold-up men.

The severity of the sentence, it being the maximum under the law, was no doubt due to the prisoner's previous criminal record, as he was released from the Montana penitentiary in June, 1903, after serving ten years and three months for a similar crime. When he completes his present sentence twenty years hence he will have been in liberty only eleven months in thirty years.

Before the sentence was pronounced Harry J. Robinson, McNerney's attorney, argued for a new trial, his claim being that McNerney's confession should not have been allowed in evidence, as it was inadvisable shown that it was the understanding with the police at the time that it should not be used as evidence against him.

Immediately after sentence McNerney was handcuffed and taken to the sheriff's office, and shortly afterward to the penitentiary.

He is very bitter against the police, alleging with great fervor that he was promised absolute immunity by them in the hope of getting back the stolen property, and that when he failed to "deliver the goods" they turned upon him and, violating their promise, told of his confession. It is probable that the case will be appealed to the supreme court.

Good Printing.

Tribune-Reporter Ptg. Co., 66 W. 2d St.

Non-Speculative

Investments, the kind that yield a steady income, day after day, year in and year out, make the solidly rich. This company handles that kind only, and allows the highest rate of interest consistent with safety.

Salt Lake

SECURITY & TRUST CO., Security and Trust Building, 32-34 Main St.

Capital and Surplus \$300,000.00.

GREAT LOSS OF LIFE PREVENTED

Infernal Machines Mailed to Colorado Governor and Several Prominent Citizens.

SENDER IN DENVER JAIL WANTED TO CREATE A BIG SENSATION.

Denver, Oct. 8.—Governor Henry A. Buchtel, David H. Moffat, president of the First National Bank of Denver, and Charles B. Kountze, president of the Colorado National bank, received through the mails today infernal machines containing sufficient dynamite to have caused great destruction of lives and property had they been exploded. Fortunately warning had been given to the recipients of the machines by the chief of police, Michael Delaney, who had obtained a confession from Kemp V. Bigelow, by whom they were mailed. Bigelow confessed that he had sent infernal machines to Lawrence C. Phipps and Edward Chase, but these were not delivered today. The machines received by Messrs. Moffat and Kountze were turned over to the police department.

Received by Secretary.

The one sent to Governor Buchtel was received by the governor's private secretary, Alfred C. Montgomery, who removed the dynamite by introducing a box with a sliding cover. His suspicions were aroused and he reported the matter to Governor Buchtel, who then informed him that he had been warned by the chief of police to be on the lookout for an infernal machine. Adjutant General Kelly called in the police department and called in the box and was carefully opened by them in such a manner as to avoid explosion of its contents. It was found to contain two sticks of dynamite, to which were attached fuses and caps and which were packed in black sandpaper. The sliding top was lined with sandpaper and the matches had been placed with their heads in contact with the dynamite so that they would have been lighted if the box was opened in the manner intended, thus undoubtedly causing an explosion of the dynamite. The other infernal machines were counterparts of this one.

Wanted to Create a Sensation.

Bigelow gave no satisfactory explanation of his motive for sending the machines and seemed to have no other purpose than to cause a sensation. Bigelow, who is 21 years of age, arrived in Denver several weeks ago and secured employment as clerk in the Kendrick book and stationery store. He said he was the son of C. L. Bigelow, a well-known Denver resident.

On Sunday night Bigelow notified the police department that he had overheard two men talking in the vicinity of the police station, and that they were planning to blow up the residence of Governor Buchtel and other prominent citizens, and that Mr. Chase's residence was to be blown up that night. Bigelow's story was regarded with suspicion, and he was placed under arrest Monday night. Today he confessed that he had sent the dynamite near Mr. Chase's house, where it was found, and that he had sent several infernal machines by mail. Had this confession not been obtained in time to give warning to the men to whom the machines had been sent, those who opened the boxes containing the dynamite would undoubtedly have been killed.

TEARFUL CLASSMATES BEAR LAD'S CASKET

Affecting Scene at Obsequies of Eugene Bourne, a Victim of Football.

Classmates, covertly wiping the tears from their eyes, yesterday afternoon bore from the house the little casket containing the remains of Eugene M. Bourne, the 18-year-old son of Mr. and Mrs. George F. Bourne of 127 E. street. The lad's death was caused by a blow upon the head, received during a practice football game with schoolmates a week ago. He lingered until Saturday, making a brave fight for life, then passed away.

Bishop Woolley of the Twenty-first ward conducted the funeral services. Apostle O. F. Whitney spoke words of hope and comfort to the sorrowing relatives and friends, and was followed by Joseph A. Williams and Alexander Lyon.

During the services a quartette composed of Horace E. Ensign, George E. Epper, H. B. Whitney and John Spencer sang several selections, accompanied on the piano by Professor Smith.

The room in which all comrades and schoolmates of the dead boy, were Melvin Owen, Clarence Casseday, Frank Davis, Lawrence McKenzie, Louis Williams, Claude Smith, Carlisle Barrows and Harry Pettit.

At the end of the services, they bore the casket to the house of the white hearse waiting at the door, and followed the remains to City cemetery, where the interment was made. The casket rested during the services was banked with flowers, numerous beautiful floral offerings having been sent by friends of the little boy and of the family.

The house was filled with sympathetic friends when the services began, and many stood in the yard and on the sidewalk in front of the residence.

FREIGHT CARS PILED UP

Short Line Train Meets With Accident at Kaysville, Causing Destruction of Property.

(Special to The Herald.) Kaysville, Oct. 8.—Freight No. 56, with Engineer Berg and Conductor Woodie in charge, was partially wrecked in the north end of the Kaysville siding one mile north of the station at 8 a. m. today. The wreck was caused by the breaking of a car wheel or brakebeam dropping down, causing the trucks to slip from under the car and swinging it across the track. Six other cars were derailed and partially wrecked. One of the cars contained merchandise, mostly toys from Germany, and another contained Christmas goods consigned to a Salt Lake firm. One car was loaded with sheep but it did not overturn, and the damage to the stock was slight. Two hundred feet of the main line was torn up and traffic was retarded for the best part of the day. Officials were soon on the ground and this evening the track is again clear. No one was hurt.

S. D. Evans,

Undertaker and embalmer, removed to new location, 48 South State street.

Call and inspect our white enameled kitchen at the Royal Cafe. Cleanliness and sanitation are perfect.

Job White is up in Montana again. He does sell a pile of those duplicating books. Montana address, The Butte, Butte, Mont.

NEELANDS GUILTY OF BEATING WOMAN

Mrs. Runswick Describes Exciting Episode Following Hardware Man's Call to Collect a Bill.

Her pretty brow wrinkled with resentment, Mrs. Nora Runswick of 629 South Fourth East street, took the stand in the police court yesterday afternoon to testify against Abraham Neelands, a hardware merchant at 68 West First South street, whom she accused of beating her.

According to her own story, there is something self-reliant and Amazonian in Mrs. Runswick's make-up. She is the wife of Robert Runswick, who was formerly employed by Mr. Neelands. On Saturday, while Mr. Runswick was away from home, the hardware dealer called at the house to collect a bill.

"When I opened the door," said Mrs. Runswick, "he walked in without being invited and sat down. He then spoke slightly of my husband, and when I resisted this he struck me in the face with his clenched fist. I was stunned for a moment, but on recovering my wits I decided that I would not endure such treatment, even from a man, and ordered him from the house. As he did not go, I put

him out. In the struggle he attempted to choke me, and struck me several times." Mrs. Runswick's eyes sparkled proudly as she recounted these warlike achievements.

Mrs. Miller, who occupies part of the house at 629 South Fourth East street, said that she saw Neelands enter the Runswick door and after his departure was called in by Mrs. Runswick, who had bruises upon her face, neck and arm, showing that she had been in a struggle. Neelands denied having struck Mrs. Runswick. He said that when he called to collect the bill Mrs. Runswick invited him into the house and asked him to take a seat. Then, in some way, she became angry and ordered him from the house. As he was going, she seized him by the coat and attempted to shove him from the door. She was so rough, he said, that he was knocked down. He did not know how Mrs. Runswick could have been bruised.

Police Judge Diehl found Neelands guilty and will impose sentence upon him today.

AWAKENED BY BURGLAR, SHE CALMLY TELLS HIM HE IS LOSING TIME

Mrs. Scott, hearing these remarks and being remarkably self-possessed for a woman in such a dangerous situation, calmly assured the intruder that his time was being wasted. But for the lurking danger from the desperado back of the gleaming lantern, there would have been something of comedy in the attitude of the little woman, tucked beneath the coverlet of her bed, and engaged in this battle of wits with the burglar.

The burglar was determined not to go away empty-handed. At last his eyes fell upon the vest and trousers of Mr. Scott. These he rolled into a bundle, after which he made his departure.

Mr. Scott did not stir. A movement of resistance might have precipitated a murderous attack, and Mr. Scott had no weapon at hand. He was a careful man, and he had a small sum of money in one of the pockets of his trousers in his room. Mr. Scott, who is employed at the Illinois Central railroad office here, notified the police of the burglary yesterday morning.

JAPS DISGUISED AS LAUNDRYMEN SEEK MILITARY INFORMATION ABROAD

Prince Alexander L. F. Kozlovsky, a Russian with a death sentence hanging over him in his native land, gave an entertaining lecture at the university yesterday afternoon. He was dressed in a military uniform and held many positions in the government service in Russia and during the war with Japan. He was a personal aide to General Kuropatkin. He was wounded in a battle and taken to St. Petersburg and soon after he recovered he was accused of plotting against the government. He was expelled from the country after he had been condemned to death.

Prince Kozlovsky talked on the policy of Russia in the Orient and some of the causes of defeat in the war with Japan. He told how Japanese officers are sent to other countries as laundrymen and gardeners to report on military affairs to their government. He said:

"These movements seemed ominous to me. One day they are using this very hour in almost every land. It is considered the greatest honor that could come upon a Japanese officer to go to another country

for the government and become a laundryman, cook or gardener in order to send information to his country. The Japanese government has an army of such spies every where in the world, who report every movement.

"These men had been in Russia for years when the war broke out. They had the amount of supplies and everything in this line that was of value to their leaders. The Japs had access as laundrymen to the military stores in Russia. They were admitted to places where Russian officers were excluded. In the prisoners taken afterwards recognized as men who had been laundrymen in Russian forts. Just before the war was declared almost all the laundrymen sold out and went home and joined the army.

The speaker concluded by relating a number of personal experiences.

Prince Kozlovsky will be in Salt Lake a week. He is stopping at 444 South West Temple.

SLEUTH CHANGING DISGUISE TAKEN FOR FOOTPAD---PATROL WAGON CALLED

An honest sleuth, changing his disguise in the shadow of the trees along Second West street, near Fourth South, last night, after a short search, Detectives Shannon and Wilson were found in search of footpad. The footpad was a man who was employed by the United States Smelting company, to think he had caught sight of a highwayman. He called out to the supposed bandit and telephoned to

police headquarters. A patrol wagon was hurried to Second West street, where, after a short search, Detectives Shannon and Wilson were found in search of footpad. The footpad was a man who was employed by the United States Smelting company, to think he had caught sight of a highwayman. He called out to the supposed bandit and telephoned to

RUNAWAY PROVES SERIOUS

Husband and Wife Are in Hospital as Result of Horse Becoming Frightened at Automobile.

Both Mr. and Mrs. Joseph Ward are at St. Mark's hospital as the result of a runaway accident in West First South street, between Fourth and Fifth West, which occurred yesterday afternoon. Mr. and Mrs. Ward live in Brighton and were driving into the city, when they passed an automobile, speeding westward. The horses attached to their wagon took fright at sight on the auto and ran away, throwing Mr. and Mrs. Ward into the street.

Both were severely injured. Mrs. Ward was cut and bruised about the head and face, and it is believed that her spine was injured. Mr. Ward was also cut and bruised and his back was wrenched. Dr. S. C. Baldwin, who was driving by at the time of the accident, attended the injured man and woman, after which they were taken to the hospital.

DIED AGED 117.

El Paso, Tex., Oct. 8.—Jose Gutierrez, aged 117, died last night at a Salt Lake hotel. He was a native of Mexico and had lived in Salt Lake for many years. He was a very old man and was very frail. He died of natural causes.

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POLICE OVERTAKE HIM IN AUTOMOBILE PARTY

C. J. Thirkill Charged With Passing a Worthless Check at the Owl Saloon.

A worthless check led to the arrest yesterday of C. J. Thirkill of 803 Park street, formerly a clerk in the office of the Oregon Short Line. He is charged by Frank Winzel, one of the proprietors of the Owl saloon, 74 East Second South street, with obtaining money under false pretenses. Winzel alleges that Thirkill induced him to cash a check for \$15 on the National Bank of the Republic on Monday. When Winzel sent the check to the bank, the saloonkeeper alleges, it was returned as worthless.

After Winzel had sworn out the warrant for Thirkill's arrest, an effort was made to find the man. It was learned that he was touring the suburbs in an automobile with several flashily dressed women and the police took up the hunt in an automobile.

Thirkill was overtaken on East Second South street. In the police court yesterday afternoon he was represented by J. W. Stringfellow, who had the case continued until today.

Thirkill was at one time employed by the Bell Telephone company and by Studebaker Brothers.

Thirkill said in explanation of the episode that he had simply overdrawn his account and that he had since settled with Winzel.

LOCAL BRIEFS

ON TOUR OF INSPECTION.—E. Stenger, general superintendent of the Rio Grande Western, left yesterday on a tour of inspection down the road.

COUNCIL MATTERS APPROVED.—Mayor John S. Bransford yesterday approved of all the matters passed upon by the city council Monday evening.

REAL ESTATE MEN'S LUNCHEON.—The members of the Real Estate association will enjoy a luncheon at the Commercial club at 12:15 o'clock this afternoon.

TWO ARE FINED.—Nick Vash and Nick Falon pleaded guilty to a charge of disturbing the peace and assault and battery, respectively, before Justice Cornish of Garfield yesterday and each fined \$5, which they paid.

DIES AT MILFORD.—John Osborne died at Milford Monday at the age of 88 years. Funerals will be held at O'Donnell & Co.'s funeral parlors at noon today. Interment will take place in the family lot in City cemetery.

REGISTER OF EMPLOYERS.—Senator George Sutherland yesterday presented J. A. Edwards, state auditor, with an official register of the employees of the United States in the city of Salt Lake and vicinity. The register is in two volumes containing about 3,500 pages in all.

SUES EZRA THOMPSON.—L. K. Ritter yesterday began suit in the district court against Ezra Thompson, former mayor, and James D. Murdoch, for \$1,500. The suit is for damages claimed by Ritter for the construction of the Thompson-Murdoch building on West Second South street.

WIFE ALLEGES DESERTION.—Alleging that her husband deserted her on June 1, 1906, and that he has ever since failed to support her or his family, Zina M. Clays yesterday brought suit for divorce in the district court against William Clays. The complaint states that they were married June 18, 1901, and that there are three children.

CUTLER GOES TO JAMESTOWN.—Governor Cutler is making preparations to accompany the Jamestown Exposition commission to Jamestown and to be present on Utah day, Oct. 15. J. J. McClellan, the Tabernacle organist, and William Welthe, will accompany the party and will take part in the musical program to be rendered on that day.

OIL COMPANY ORGANIZED.—The Utah Headlight oil company of Salt Lake filed articles of incorporation with the county clerk yesterday. The capital stock is \$1,000,000 with shares at a par value of \$1 each. The company owns a large number of claims in Washington county. The officers are: Oran A. Lewis, president; A. V. Rockhill, vice president; John T. Morgan, secretary and treasurer.

OVERPAYMENT IS ALLEGED.—R. A. Droubay made the mistake of overpaying J. E. Caine for the latter's work in selling real estate for him and now he wants the amount alleged to have been overpaid back and has sued Caine in the civil branch of the city court for \$900. The original transaction involved the sale of property in Tooele county valued at \$4,500. By mistake the plaintiff says he paid \$5,000.

SUIT AGAINST CITY ON TRIAL.—William E. Kinnerley is suing the city of Salt Lake for \$4,000 damages on account of a change of grade in front of his property between Second and Third North streets on Center street, and the case was put on trial yesterday before Judge T. D. Lewis of the district court. The plaintiff says that there was a four-foot cut on the north end of his property and a two-foot cut on the south end.

MORE DEFENDANTS ADDED.—By order of Judge Morse yesterday seven additional defendants were added to the list in the case brought by the Progress company against the city and the other users of the water from Big Cottonwood creek. They are: Charles Harper, James A. Taylor, George Granter, Marie Knudsen, Catherine Granter, Margaret Poulson and Andrew Jensen. The list of defendants now numbers about 200.

DELEGATES TO MINING CONGRESS.—Governor Cutler yesterday named ten delegates from Utah to the tenth American Mining congress, which meets at Joplin, Mo., Nov. 11 and will be in session five days. The delegates are: Harry S. Joseph, John Derr, R. H. Bransford, W. F. James, C. F. Overfield, Samuel Newhouse and George W. Riter of Salt Lake and Lafayette Holbrook, Jesse Knight and Lester Mangum of Provo.

OPEN TO PUBLIC.—Owing to the great desire on the part of the public to see the actual work and workings at the Newhouse building, general admission was given yesterday to do business in Utah. L. J. Morgan of Salt Lake is the attorney and resident agent of the concern. The capital stock is placed at \$1,000,000. Albert B. Boardman is the president and H. D. Babbitt secretary.

SUSPECT IS RELEASED. Police Find Evidence Against Suspected Pickpocket Is Insufficient.

Because there was insufficient evidence to hold him, the man who gave the name of Frank Williams, and was arrested on suspicion of being a pickpocket, was released by the police yesterday afternoon after all the members of the police force had been given an opportunity to see him.

The Name on the Label Is after all the best guarantee of the quality of an article. And ours will continue to be, as it has been in the past, the synonym of quality in furs. McNeely, the Furrier, Knutsford Hotel.

TRAFFIC HAS BEEN HEAVY. All of the railroads which serve Salt Lake report that the traffic during the afternoon and evening hours has been heavier than it has ever been known on similar occasions. The crowds have not yet left the city and many will remain until the limit of their tickets, whose dates read Oct. 12 and 13. The number leaving every day, however, has compelled the railroad companies to put on additional equipment. Local trains that run from seven to nine coaches are now hauling nine and eleven, through trains are receiving additions of an average of two coaches and all of these cars are loaded to their capacity. It is the testimony of all of the railroad men that the traffic has been heavier by far than ever before.

Mrs. Winslow's Soothing Syrup Has been used for YEARS BY MILLIONS OF MOTHERS for their CHILDREN'S CROUP, COLIC, and ALL THE BRUISES, SOOTHS THE CHILD, SOOTHES THE GUMS, ALLAYS ALL PAIN, CURES WIND COLIC, and is the best remedy for DIARRHOEA. Sold by Druggists in every part of the world. Be sure and ask for Mrs. Winslow's Soothing Syrup, and take no other kind. Twenty-five cents a bottle. GUARANTEED UNDER THE FOOD AND DRUGS ACT, JUNE 30th, 1906. SERIAL NUMBER 1028.

Will not be able to recognize that old carriage very old of ELASTIC CARRIAGE PAINT.

This paint comes in eight popular shades, is ready for use, requires no varnish after painting, and dries with a finish that can't be surpassed.

Morrison, Merrill & Co. 25 Main street. Bell Exchange 9. Ind. 601.

Do not think because of the quick benefits derived from the use of Mi-o-na that it is merely a temporary agent. It is a remedy that cures by making over the weak stomach into a strong one. F. C. Schramm, corner First South and Main streets, "Where the Cars Stop."

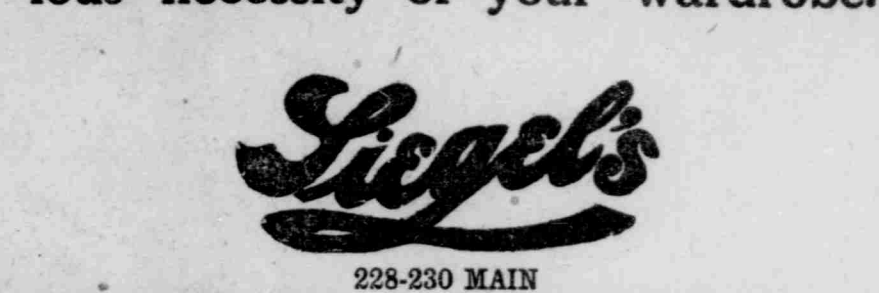
This is an exceptional offer in these fine rubber goods and an opportunity rarely given.

The syringe will last a long time; the offer will not.

SCHRAMM'S "Where the Cars Stop."

THE TOPNOTCHERS IN TOPCOATS

These medium-length, medium-weight, between-the-seasons Overcoats are about the most stylish looking garments a man ever put on—and are just as comfortable as they are stylish looking. Your choice of the lot will be the luxurious necessity of your wardrobe.



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